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8 Attorneys for Plaintiff and Specially-Appearing Cross-Defendants  
 9 M. DIANE KOKEN and MUTUAL INDEMNITY LTD.,  
 MUTUAL INDEMNITY (Bermuda) LTD.,  
 10 MUTUAL INDEMNITY (Barbados) LTD.,  
 MUTUAL INDEMNITY (US) LTD., and  
 11 MUTUAL HOLDINGS (BERMUDA) LTD.

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN JOSE DIVISION

15 M. DIANE KOKEN,  
 16 Plaintiff,

17 v.

18 STATECO INC. d/b/a STATECO INSURANCE  
 SERVICES and THOMAS NATOLI, and XYZ  
 19 CORPS. 1-10, and DOES 1 through 10, inclusive,  
 Defendants.

Case No.: 3:05-CV-03007-JF

**STIPULATION AND  
 [PROPOSED] ORDER  
 EXTENDING TIME TO  
 RESPOND TO CROSS-  
 COMPLAINT AND THIRD  
 PARTY COMPLAINT**

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 21 STATECO INC. d/b/a STATECO INSURANCE  
 SERVICES and THOMAS NATOLI,

22 Cross-Complainants,

23 v.

24 M. DIANE KOKEN, Insurance Commissioner of the  
 Commonwealth of Pennsylvania, acting in her  
 official capacity as Statutory Liquidator of Legion  
 Insurance Company and Villanova Insurance  
 25 Company, and MUTUAL INDEMNITY LTD.,  
 26 MUTUAL INDEMNITY (Bermuda) LTD., MUTUAL  
 INDEMNITY (Barbados) LTD., MUTUAL  
 27 INDEMNITY (US) LTD., and MUTUAL HOLDINGS  
 (BERMUDA) LTD.,

28 Cross-Defendants.

STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO RESPOND TO CROSS-COMPLAINT AND THIRD PARTY COMPLAINT

MORGENSTEIN & JUBELIRER LLP  
 ATTORNEYS AT LAW  
 SAN FRANCISCO

04056.00003  
 590965.1

1 Defendants and Cross-Complainants Stateco Inc., doing business as Stateco  
2 Insurance Services, and Thomas Natoli (collectively "Stateco") and Plaintiff and  
3 specially-appearing Cross-Defendants M. Diane Koken, Mutual Indemnity Ltd., Mutual  
4 Indemnity (Bermuda) Ltd., Mutual Indemnity (Barbados) Ltd., Mutual Indemnity (US)  
5 Ltd., and Mutual Holdings (Bermuda) Ltd. (collectively "Koken") by and through their  
6 undersigned counsel, hereby stipulate as follows:

7 1. WHEREAS Stateco filed a cross-complaint and third party complaint  
8 ("cross-complaint") on October 31, 2005;

9 2. WHEREAS Koken has expressed a desire to have a 45-day extension of  
10 time to respond to the cross-complaint and third party complaint so the parties can  
11 attempt to resolve this case without further litigation;

12 3. WHEREAS the extension requested by Koken will not affect any court-  
13 ordered deadlines; and

14 4. WHEREAS Koken may appear to file this stipulation without prejudice at  
15 any motion to dismiss it may choose to file;

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MORGENSTEIN & JUBELIRER LLP  
ATTORNEYS AT LAW  
SAN FRANCISCO

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1 IT IS PROPOSED AND STIPULATED:

2 1. The date set for Koken to respond to Stateco's cross-complaint and third-  
3 party complaint will be extended from November 21, 2005 to January 5, 2005.

4 IT IS SO STIPULATED.

5 DATED: November 14, 2005

BERLINER COHEN

7  
8 By Laura A. Palazzolo  
Frank R. Ubhaus  
Laura A. Palazzolo  
9 Attorneys for Defendants and Cross-  
10 Complainants STATECO INC., dba  
STATECO INSURANCE SERVICES and  
11 THOMAS NATOLI

12 DATED: November 14, 2005

WOLF, BLOCK, SCHORR and SOLIS-  
COHEN LLP

15 By A. R. Twardowski  
16 Anthony R. Twardowski  
17 Attorneys for Plaintiff and Specially  
18 Appearing Cross-Defendants M. DIANE  
KOKEN, MUTUAL INDEMNITY LTD.,  
19 MUTUAL INDEMNITY (Bermuda) LTD.,  
MUTUAL INDEMNITY (Barbados) LTD.,  
20 MUTUAL INDEMNITY (US) LTD., and  
MUTUAL HOLDINGS (BERMUDA) LTD.

21 IT IS SO ORDERED

22 DATED: 11/17, 2005

23  
24 By /s/electronic signature authorized  
25 Jeremy Fogel  
26 United States District Court Judge  
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